IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

WEDNESDAY, THE 26TH SEPTEMBER 2007 / 4TH ASWINA 1929

WP(C).No. 28521 of 2007(U)

PETITIONER:

M/S.DAMRO FURNITURE PVT. LTD. 28/3365, SA ROAD, ERNAKULAM, REPRESENTED BY ITS BRANCH MANAGER MR.PRADEEP K.G.

BY ADV. SMT.K.LATHA

RESPONDENTS:
----

1. STATE OF KERALA REPRESENTED BY CHIEF SECRETARY, SECRETRIAT, THIRUVANANTHAPURAM.

2. THE DEPUTY COMMISSIONER (APPEALS), COMMERCIAL TAXES, ERNAKULAM.

3. INSPECTING ASST.COMMISSIONER, COMMERCIAL TAXES,ERNAKULAM-30.

BY GOVERNMENT PLEADER SRI. M.P. SREEKRISHNAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 26/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC,J.

W.P (C) No. 28521 of 2007

Dated this the 26th day of September, 2007

J U D G M E N T

The complaint of the petitioner is that during the pendency of Exhibit -P3 Appeal, Revenue Recovery Proceedings have been initiated for realisation of the amount in terms of order of Assessment. It is pointed out that the assessment order was rectified and tax has been reduced as per Exhibit-P5 and that it is ignoring the rectification and the payment of Rs.10,000/- which has been made that recovery is now pursued.

2. Considering the fact that Exhibit-P3 appeal filed by the petitioner is pending before the 2nd respondent, I dispose of this writ petition directing the 2nd respondent to hear and dispose of Exhibit-P3 appeal, as expeditiously as possible, at any rate, within six weeks on receipt of a copy of this judgment. Further proceedings pursuant to Exhibit-P4 shall be kept in abeyance on the petitioner remitting an amount of Rs. 10,000/- within a period of ten days from today.

The writ petition is disposed of as above.

(ANTONY DOMINIC, JUDGE)

ma

K.THANKAPPAN,J

CRL.A. NO.92 OF 1999

ORDER

25th May, 2007